

**UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF ALABAMA  
SOUTHERN DIVISION**

FILED

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U.S. DISTRICT COURT  
N.D. OF ALABAMA

dc

UNITED STATES OF AMERICA )

-v- )

CR-00-S-422-S )

ERIC ROBERT RUDOLPH, )  
Defendant )

**REQUEST FOR ADDITIONAL TIME TO RESPOND TO COURT ORDER**

Comes now the United States of America, by and through its counsel, Alice H. Martin, United States Attorney, and Michael W. Whisonant and William R. Chambers, Jr., Assistant United States Attorneys, and requests this Court grant an extension of time in which to respond to the Court's Order of July 28, 2004, docket entry 277, for a period of one (1) week or until August 13, 2004, on the following grounds:

1. On May 14, 2004, counsel for defendant filed a Motion for Preservation and *In Camera* Production and/or Discovery of Rough Interview Notes, docket entry 221;
2. On May 27, 2004, the United States filed its Response to the defendant's Motion for Preservation and *In Camera* Production and/or Discovery of Rough Interview Notes, docket entry 228;
3. On July 2, 2004, the defendant filed a Reply to the United States Response to the defendant's Motion for Preservation and *In Camera* Production and/or Discovery of Rough Interview Notes, docket entry 257;
4. On July 9, 2004, Magistrate Judge T. Michael Putnam issued an Order granting the defendant's Motion for Preservation of rough interview notes but denying the defendant's Motion for Production and/or *In Camera* inspection of those notes, docket entry 260;
5. On July 23, 2004, counsel for defendant filed a Motion appealing Magistrate Putnam's order, docket entry 276, and requesting the Court to review the order;

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6. On July 28, 2004, the Court issued an Order requiring the United States to respond to defendant's appeal on or before Friday, August 6, 2004;
7. On August 2, 2004, counsel for the United States contacted counsel for defendant, Judy Clarke and notified her that we were going to file this motion with the Court. Ms. Clarke said that she had no objection to our request for additional time.

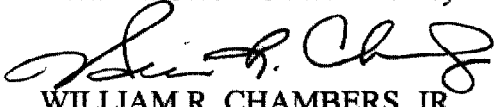
Because counsel for defendant Rudolph specifically identified certain reports and rough notes, which they claim support production or *in camera* review, as well as citing additional case law in support of their Motion, the United States respectfully requests that it be given until on or before Friday, August 13, 2004, to respond to the Court's Order.

Respectfully submitted this the 3rd day of August, 2004.

ALICE H. MARTIN  
United States Attorney



MICHAEL W. WHISONANT  
Assistant United States Attorney



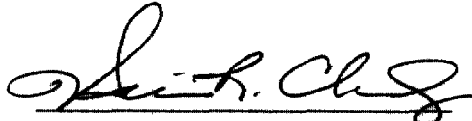
WILLIAM R. CHAMBERS, JR.  
Assistant United States Attorney

**CERTIFICATE OF SERVICE**

This is to certify that a copy of the foregoing has been served on the defendant by mailing a copy of same this date, August 3, 2004, by First Class, United States mail, postage prepaid, to his attorneys of record,

Mssrs. Richard Jaffe, Michael Burt, Emory Anthony, and Ms. Judy Clarke  
c/oJaffe, Strickland & Drennan  
2320 Arlington Avenue  
Birmingham, Alabama 35205

Mr. William Bowen  
White, Arnold, Andrews & Dowd  
2025 3rd Avenue North, Suite 600  
Birmingham, Alabama 35203

  
WILLIAM R. CHAMBERS, JR.  
Assistant United States Attorney